

U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

DOUGLAS FERRIE, an individual,

Plaintiff,

vs.

WOODFORD RESEARCH, LLC, a Kentucky
limited liability company; HUBERT SENTERS,
an individual; KAREN ARVIN, an individual;
ROSS GIVENS, an individual; JARED
CARTER, an individual; DPT INNOVATIONS,
LLC d/b/a ARBITRAGING.CO, a
foreign company; DAVID PETERSON a/k/a
JEREMY ROUNSVILLE, an individual;
HORIZON TRUST COMPANY, LLC, a foreign
limited liability company; GREG HERLEAN,
an individual; DANIEL ENSIGN, an individual;
INFOGENESIS CONSULTING GROUP, LLC;
a Nevada limited liability company; KURT F.
WEINRICH, SR., an individual,

Defendants.

NO. 3:19-cv-05798-RBL

**STIPULATED MOTION AND ORDER
TO STAY PROCEEDINGS PENDING
MEDIATION**

Plaintiff, Douglas Ferrie, and Defendants, Woodford Research LLC, Hubert Senters,
Karen Arvin, Ross Givens, Jared Carter, Horizon Trust Company LLC, Greg Herlean,
Infogenesis Consulting Group LLC, and Kurt Weinrich, Sr., by and through their counsel, have
been conferring and have determined that their dispute is amenable to mediation. As such,

1 pursuant to LCR 10(g) and 39.1(c)(1) they now jointly seek a short stay of proceedings to allow
2 the mediation to take place. This District encourages early and less expensive approaches to
3 resolving disputes, finding that “the use of alternative dispute resolution procedures promotes
4 timely and affordable justice while reducing calendar congestion.” LCR 39.1(a)(1); *see also* 28
5 U.S.C. § 651, *et seq.*

6 “The power to stay proceedings is incidental to the power inherent in every court to
7 control the disposition of the causes on its docket with economy of time and effort for itself, for
8 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254, 57 S. Ct. 163, 81 L. Ed.
9 153 (1936). In exercising this power, the Court must “weigh competing interests and maintain
10 an even balance.” *Id.* at 255. Five factors inform the Court’s decision: (1) the plaintiff’s
11 interests in proceeding expeditiously with the action balanced against prejudice to the plaintiff
12 resulting from the delay; (2) the burden on defendants; (3) the convenience to the Court; (4) the
13 interests of any non-parties to the civil litigation; and (5) the public interest. *Koulouris v.*
14 *Builders Fence Co.*, 146 F.R.D. 193, 194 (W.D. Wash. 1991).

15 Here, the Parties move jointly to stay proceedings until mid-December pending the
16 outcome of a good-faith attempt to resolve or narrow their dispute with the help of a mediator.
17 Many defendants have not yet answered,¹ discovery has not yet commenced, and no trial date
18 has been set. Under these circumstances, neither Plaintiff nor the moving Defendants will be
19 prejudiced or unduly burdened by the requested stay. Further, mediation has the potential to
20 save the Court time and promote judicial efficiency. Finally, the moving parties are aware of
21 no non-parties with particular interests that would be impacted by the stay. Plaintiff and the
22 moving Defendants therefore respectfully request that the Court vacate the pending deadlines
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24

25 ¹ Defendants Woodford Research, LLC, Hubert Senters, Karen Arvin, Ross Givens, and Jared
26 Carter filed an Answer with Affirmative Defenses to Plaintiff’s complaint on September 30,
27 2019. Dkt. # 12.

1 and stay proceedings until December 20, 2019. If no resolution is achieved, the Parties will
2 advise the Court and seek a status conference.

3 RESPECTFULLY SUBMITTED AND DATED this 15th day of November, 2019.

4 TERRELL MARSHALL LAW
5 GROUP PLLC

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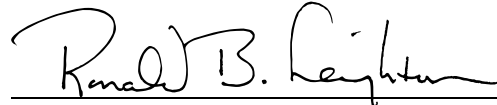
*Attorneys for Defendants Woodford
Research, LLC, Hubert Senters, Karen Arvin,
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ORDER

IT IS SO ORDERED that the pending deadlines are vacated, and proceedings are stayed until December 20, 2019, at which time the parties will advise the Court and seek a status conference.

Dated this 15th day of November, 2019.



Ronald B. Leighton
United States District Judge